

Notice of Determination**- 1 -****To:**

Office of Planning and Research
 For U.S. Mail:
 P.O. Box 3044
 Sacramento, CA 95812-3044

Street Address:

1400 Tenth Street
 Sacramento, CA 95814

From:

California Department of Fish and Wildlife (CDFW)
 Region 4
 1234 East Shaw Avenue
 Fresno, California 93710
 Contact: Sarah Paulson
 Phone: (559) 417-7060

Lead Agency
 City of California City
 21000 Hacienda Boulevard
 California City, California 93505
 Contact: Marie Stowers
 Phone: 760-338-1377

SUBJECT: Filing of Notice of Determination pursuant to Public Resources Code § 21108

State Clearinghouse Number: 2020050074

Project Title: Shepard Place Cannabis Facility (California Endangered Species Act Incidental Take Permit No. 2081-2020-039-04 (ITP)), Minor Amendment No. 1.

Project Location: The Project site is located on private land within the City of California City in Kern County, NE ¼ of Section 19, Township 32S, Range 37E, of United States Geological Survey (USGS) 7.5-Minute Quadrangle Map Mojave NE. The Project is specifically located on the southeast side of the California City Municipal Airport on Assessor's Parcel Number 216-162-01 at approximately latitude 35.148569, longitude -118.013630.

Project Description: The Project includes the development of 0.4 acres of previously undeveloped land into a cannabis cultivation and manufacturing facility. The Project will result in impacts to 0.4 acres of desert tortoise (*Gopherus agassizii*) and Mohave ground squirrel (*Spermophilus mohavensis*) habitat; the Project will permanently remove 0.4 acres of desert tortoise and Mohave ground squirrel habitat. The project is expected to result in incidental take of desert tortoise and Mohave ground squirrel, which are designated as threatened species under the California Endangered Species Act. Minor Amendment No. 1 changes the Permittee name to correctly reflect the business designation of the Permittee.

This is to advise that CDFW, acting as [the lead agency / a responsible agency] approved the above-described project on 6/30/2021 and made the following determinations regarding the above-described project:

1. The project will / will not have a significant effect on the environment (This determination is limited to effects within CDFW's permitting jurisdiction as a responsible agency).
2. An environmental impact report / A negative declaration was prepared by the lead agency for the original project.
3. Additional mitigation measures [were / were not] made a condition of CDFW's approval of the project.
4. A mitigation reporting or monitoring plan [was / was not] adopted by CDFW for this project.
5. A Statement of Overriding Considerations [was / was not] adopted by CDFW for this project.
6. Findings [were / were not] made by CDFW pursuant to Public Resources Code § 21081(a). CDFW did, however, adopt findings to document its compliance with CEQA.
7. Compliance with the environmental filing fee requirement at Fish and Game Code § 711.4 (check one):
 - Payment is submitted with this notice.
 - A copy of a receipt showing prior payment was submitted to CDFW.

Responsible Agency statement: The Negative Declaration prepared by the lead agency for the Project is available to the general public at the office location listed above for the lead agency. CDFW's administrative record of proceedings related to the incidental take permit is available to the public for review at CDFW's regional office.

DocuSigned by:

Gerald Hatler

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Signature

Date: 6/30/2021

for Julie A. Vance, Regional Manager

Date Received for filing at OPR: _____